

REMARKS/ARGUMENTS

Upon entry of this amendment, which amends claims 1, 3-5, 10-13, 17, 20, 24, 27, 31, and 39; cancels claims 2, 15-16, 26, and 35-36; adds claims 53-74, claims 1, 3-14, 17-25, 27-34, and 37-74 will be pending. In the Office Action, claims 1, 9-11, 13-14, 20-21, 23-25, 28, 30-34, 37, 39-52 stand rejected under 35 U.S.C. §102(b) as being clearly anticipated by Itkis (U.S. Patent No. 4,856,787); claims 1-4, 10-11, 13-15, 17, 20-25, 28, 30, and 41-52 stand rejected under 35 U.S.C. §102(b) as being anticipated by Moody et al. (U.S. Patent No. 5,976,016, hereinafter "Moody"); and claims 5-8, 12, 18-19, and 29 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Moody. Claims 16, 26-27, and 35-36 stand objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Applicants thank the Examiner for the indication of allowable subject matter. In response, applicants have amended claim 13 to include the elements of claims 15 and 16, amended claim 20 to include the elements of claim 26, amended claim 31 to include the elements of claim 35. Accordingly, applicants submit that claims 13, 20, and 31 are allowable. Claims 14, 17-19, 49-53, and 66-68 depend from claim 13, claims 21-25, 27-30, and 69-71 depend from claim 20, and claims 32-34, 37-41, and 72-74 depend from claim 31 and thus derive patentability at least therefrom. Accordingly, applicants respectfully request withdrawal of the rejections.

Applicants have also amended claim 1 to recite "a pay table calculator in communication with said game controller to calculate a composite pay table based on joint possible outcomes of said multiple ones of said plurality of games initiated by said user activation." The rejection stated that Moody discloses this element by showing multiple games with each game outcome having a chance to win a differing amount from the pay table. Applicants submit that Moody does not disclose or suggest a composite pay table based on possible outcomes of multiple games. Rather, Moody discloses a pay table based on the outcomes of a single game. Accordingly, applicants respectfully request withdrawal of the

rejection of claim 1. Claims 3-9, 17-18, 41-44, 54-59 depend from claim 1 and thus derive patentability at least therefrom.

Applicants have also amended claim 10 to recite " generating a composite pay table based on a first pay table for the first game and a second pay table based on the additional game." This limitation is similar to the allowed claims. Thus, applicants respectfully request withdrawal of the rejection of claim 10. Claims 11-12, 19, 45-48, and 60-65 depend from claim 10 and thus derive patentability at least therefrom.

New Claims 54-74

Applicants submit that the new claims recite non-obvious and novel features. For example, in claim 69, the game controller is configured to determine a first result for the first game and a second result for the second game. In claim 70, the game controller is configured to award an award from the first pay table if the first result is a winning result for the first pay table; and award an award from the second pay table if the second result is a winning result for the second pay table. In claim 71, the game controller is configured to award an award for the third pay table if a combination of the first result and second result is a winning result in the third pay table.

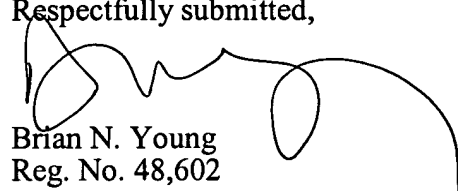
Appl. No. 09/770,998
Amdt. dated April 29, 2004
Reply to Office Action of October 29, 2003

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



Brian N. Young
Reg. No. 48,602

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415-576-0300
BNY:lyk
60205772 v1